

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office

AUG 30 1965

Returned to applicant for correction

Corrected application filed

Map filed

AUG 30 1965

The applicant Kenneth R. Davisof Long Beach, County of Los Angeles

State of California, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is an underground source in Nye County, Nevada
Name of stream, lake or other source.

2. The amount of water applied for is 4.7 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for Irrigation and Domestic Use
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 280 acres

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 11. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36,

T. 16 S., R. 48 E., M.D.B. & M., or at a point from which the NE $\frac{1}{4}$ corner of said
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

Section 36 bears north 85° 16' west a distance of 1224.75 feet.

it should be stated.

6. Place of use is the NW $\frac{1}{4}$; the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$; and the NW $\frac{1}{4}$ of the
Describe by legal subdivision, if on unsurveyed land it should be so stated.
NE $\frac{1}{4}$; all in Section 36, T. 16 S., R. 48 E., M.D.B. & M. (280 acres).

7. Use will begin about January 1 and end about December 31, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well together with various pipes and ditches which will carry the water to the place of use.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$15,000.00

10. Estimated time required to construct works Five Years

11. Remarks This permit is a refiling on Permit No. 18429 which was cancelled during litigation involving the applicant, Mr. Davis, and the applicant on Permit 18429. Due to the fact that extenuating circumstances were involved in the cancellation of Permit No. 18429, namely the litigation previously mentioned, the applicant requests that action be taken on this application.

Applicant KENNETH R. DAVIS

By s/ Bennett James Vasey
Bennett James Vasey, State Water Right Surveyor
c/o Tyson Engineering Co., Inc.
1209 Commerce St., P. O. Box 1362
Las Vegas, Nevada

Compared ja/jw hs/kd
Pro. 11-2-65 by Tracy W. Smith.

Pro. overruled 3-15-66 by

Ruling No. 859.

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial well or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening and an air line for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times. This permit is issued subject to the provision that the location of the well site must be moved 300 feet west of the point described in the application.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.7 cubic feet per second, but not to exceed a yearly duty of 500 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before October 18, 1966

Proof of commencement of work shall be filed before November 18, 1966

Work must be prosecuted with reasonable diligence and be completed on or before October 18, 1967

Proof of completion of work shall be filed before November 18, 1967

Application of water to beneficial use shall be made on or before October 18, 1970

Proof of the application of water to beneficial use shall be filed on or before November 18, 1970

Map in support of proof of beneficial use shall be filed on or before November 18, 1970

Commencement of work filed

Completion of work filed

Proof of beneficial use filed

Cultural map filed

WITNESS MY HAND AND SEAL this 18th day
of April, 1966

Certificate No. DEC 19 1967

Recorded BY Page 100 OF 100
OF 218 (R. 100)

By Roland D. Wessinger
STATE ENGINEER

By GEORGE W. HENNEN
State Engineer
Assistant State Engineer